

01-26-01

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01/25/01
JC531 U.S. PTO

UTILITY PATENT APPLICATION TRANSMITTAL (Large Entity)
Only for new nonprovisional applications under 37 C.F.R. 1.53(b)

Docket No.:

2976-B

Express Mail Label No.:
EL591096265US

**TO THE ASSISTANT COMMISSIONER FOR PATENTS
BOX PATENT APPLICATION
Washington, D.C. 20231**

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

FIL-1 THETA DNAs AND POLYPEPTIDES

and invented by:

JOHN E. SIMS, Seattle, Washington

01/25/01
JC825 U.S. PTO
09/769878

If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information:

Continuation Divisional Continuation-in-part (CIP)

of prior application No.:

Enclosed are:

Application Elements

1. Filing fee as calculated and transmitted as described below
2. Specification including claims and abstract (69 pages total)
3. Drawing(s); Number of Sheets _____
4. Oath or Declaration
 - a. Newly executed
 - b. Copy from a prior application (37.C.F.R. 1.63(d)) (*for continuation/divisional application only*)
 - c. With Power of Attorney Without Power of Attorney
 - d. **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. Incorporation by Reference (usable if Box 4b is checked)
The entire disclosure of the prior application from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. Computer Program in Microfiche (Appendix)
7. Nucleotide and/or Amino Acid Sequence Submission
 - a. Paper copy
 - Pages _____ - _____ of specification
 - Separately numbered pages 1 - 8
 - b. Computer Readable Copy
 - c. Statement Verifying Identical Paper and Computer Readable Copy
 - d. Statement under 37 C.F.R. 1.821(e) in lieu of Computer Readable Copy

Accompanying Application Parts

8. Assignment

- Executed original Assignment and Recordation Form enclosed
- Prior application is assigned of record to Immunex Corporation
(reel _____ frame _____)

9. 37 C.F.R. 3.73(B) Statement (*when there is an assignee*)

10. Please amend the specification as follows:

- On page , line , after "This application is a" insert --continuation of application serial No. , filed , currently pending, which is a--.
- On page , line , insert:

--CROSS-REFERENCE TO RELATED APPLICATIONS

This application claims the benefit of U.S. Provisional Application No. 60/178,389 and of U.S. Provisional Application No. 60/195,962.--

11. Cancel in this application original claims of the prior application before calculating the filing fee. (*At least one original independent claim must be retained for filing purposes.*)

12. Acknowledgment postcard

13. Certificate of Mailing by Express Mail (Label No.: EL591096265US)

14. Certified Copy of Priority Document(s) (*if foreign priority is claimed*)

15. Additional Enclosures (*please identify below*):

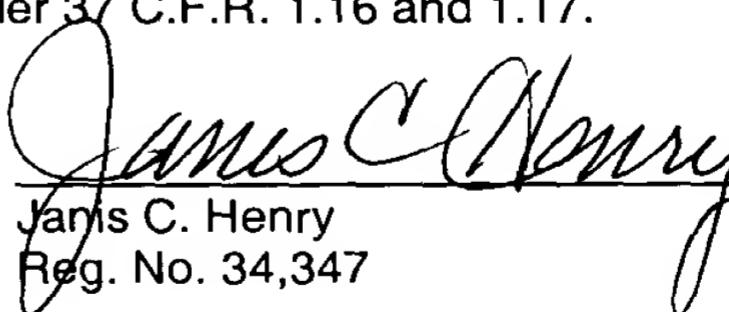
Fee Calculation and Transmittal

CLAIMS AS FILED (after any Preliminary Amendment submitted herewith)					
For	# Filed	# Allowed	# Extra	Rate	Fee
Total Claims	31	- 20 =	11	x \$18.00	\$198.00
Indep. Claims	15	- 3 =	12	x \$80.00	\$960.00
Multiple Dependent Claims (check if applicable)					\$0.00
				BASIC FEE	\$710.00
OTHER FEE (specify purpose)					\$0.00
				TOTAL FILING FEE	\$1868.00

The Commissioner is hereby authorized to charge and credit Deposit Account No. 09-0089 as described below. A copy of this sheet is enclosed.

- Charge the amount of \$1868.00 as a filing fee.
- Credit any overpayment.
- Charge any additional fees required under 37 C.F.R. 1.16 and 1.17.

Correspondence address:


 James C. Henry
 Reg. No. 34,347

Dated: January 25, 2001



22932

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of: Docket No.: 2976-B
John E. Sims

Serial No.: --to be assigned-- Art Unit: unknown

Filed: January 25, 2001 Examiner: unknown

For: FIL-1 THETA DNAs AND POLYPEPTIDES

CERTIFICATE OF MAILING BY EXPRESS MAIL

BOX PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

EXPRESS MAIL LABEL NUMBER: EL591096265US

I hereby certify that the enclosed correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date listed below, and is addressed to BOX PATENT APPLICATION, Assistant Commissioner for Patents, Washington, D.C. 20231.

Application Transmittal Letter (2 page + copy)
Specification, Claims and Abstract (69 pages)
Sequence Listing (paper copy, 8 pages and diskette)
Statement Under 37 CFR § 1.821 (f)
Postcard

Signed: Nanci M. Kertson
Nanci M. Kertson

Date: Jan. 25, 2001

Express Mail Certificate No. EL591096265US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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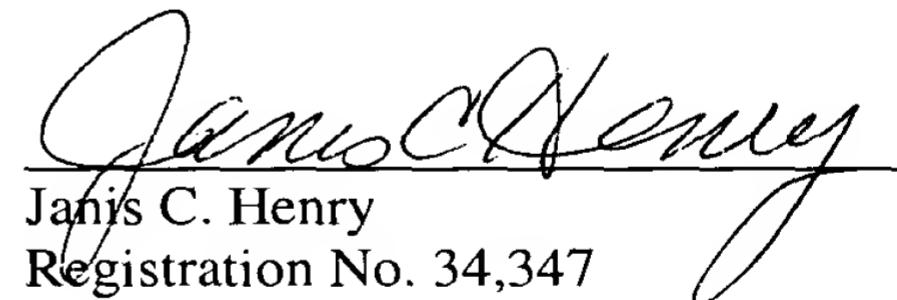
STATEMENT UNDER 37 CFR 1.821(f)

BOX PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicant by his undersigned representative hereby states that the contents of the paper copy and the computer-readable copy of the Sequence Listing submitted herewith are the same.

Respectfully submitted,


Janis C. Henry
Registration No. 34,347

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